Vanessa R. Waldref 1 **United States Attorney** Eastern District of Washington 2|| Stephanie Van Marter **Assistant United States Attorney** Post Office Box 1494 4 Spokane, WA 99210-1494 5 Telephone: (509) 353-2767 6 UNITED STATES DISTRICT COURT 7 FOR THE EASTERN DISTRICT OF WASHINGTON 8 UNITED STATES OF AMERICA, No. 4:21-cr-06028-MKD 10 Plaintiff, RESPONSE TO DEFENDANT'S MOTION TO CONTINUE 11 PRETRIAL, TRIAL AND EXTEND v. 12 **DEADLINES** JOSE MENDOZA-RUELAS, 13 OSCAR CHAVEZ-GARCIA, 14 JOEL CHAVEZ-DURAN, 15 Defendant. 16 Plaintiff, United States of America, by and through Vanessa R. Waldref, United 17 States Attorney for the Eastern District of Washington, and Stephanie Van Marter, 18 Assistant United States Attorney for the Eastern District of Washington, submits the 19 following Response to Defendant's Motion to Continue Pretrial, Trial and Extend 20 Deadlines in response to the Defendant's Motion to Continue Trial at ECF No. 103: 21 The United States has no objection to Defendant's motion to continue trial and 22 agrees with the proposed scheduling order, with the following edits and/or additions. 23 The United States requests that it be afforded two weeks to respond to any Pre-Trial 24 Motions filed given the number of defendants and complexity of the case. The United 25

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reply if needed, for April 22, 2022.

States therefore requests the Court to add a response date of April 14, 2022, and a

Additionally, the United States requests that trial briefs, jury instructions, proposed verdict forms, and voir dire be provided to the Court May 13, 2022, and that the Exhibit Binders be due the same day as the JERS deadline of May 17, 2022. These dates can also be addressed if there is any disagreement at the Pre-trial conference.

The United States apologizes to the Court and counsel as the assigned AUSA did not see Mr. Pechtel's email inquiring about the continuance prior to his filing of the motion. The assigned AUSA is in agreement with the continuance.

Vanessa R. Waldref United States Attorney

<u>s/ Stephanie Van Marter</u>Stephanie Van MarterAssistant U.S. Attorney

CERTIFICATE OF SERVICE I hereby certify that on February 4, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: Ben Hernandez, III ben hernandez@fd.org Nick Mirr nick mirr@fd.org Roger Peven rjpeven@gmail.com Adam Pechtel adam@pechtellaw.com s/Stephanie Van Marter Stephanie Van Marter Assistant United States Attorney